

House File 614

S-3218

Amend House File 614, as amended, passed, and reprinted by the House, as follows:

1. Page 7, line 27, after <Fireworks> by inserting <— sales and use — penalties>

2. Page 9, line 11, after <person> by inserting <who is eighteen years of age or older>

3. Page 9, line 14, after <b.> by inserting <(1)>

4. Page 9, lines 16 and 17, by striking <a simple misdemeanor, punishable by a fine of not less than two hundred fifty dollars.> and inserting <an aggravated misdemeanor.>

5. Page 9, after line 20 by inserting:

<(2) (a) A person, firm, partnership, or corporation who provides consumer fireworks to a person who is under eighteen years of age or who uses or explodes consumer fireworks within fifty feet of a person who is under eighteen years of age commits child endangerment involving fireworks.

(b) A person who commits child endangerment involving fireworks under this subparagraph (2) resulting in the death of a person who is under eighteen years of age is guilty of a class "B" felony. Notwithstanding section 902.9, subsection 1, paragraph "b", a person convicted of a violation of this subparagraph division (b) shall be confined for no more than fifty years.

(c) A person who commits child endangerment involving fireworks under this subparagraph (2) resulting in serious injury to a person who is under eighteen years of age is guilty of a class "C" felony.

(d) A person who commits child endangerment involving fireworks under this subparagraph (2) resulting in bodily injury to a person who is under eighteen years of age that does not result in a serious injury is guilty of a class "D" felony.

(e) A person who commits child endangerment involving fireworks under this subparagraph (2) who is not subject to penalty under subparagraph division (b), (c), or (d) is guilty of an aggravated misdemeanor.>

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